

1 **HAGENS BERMAN SOBOL SHAPIRO LLP**

2 Steve W. Berman, Esq. (*pro hac vice*)
steve@hbsslaw.com
3 Stephanie A. Verdoia, Esq. (*pro hac vice*)
stephaniev@hbsslaw.com
4 1301 Second Avenue, Suite 2000
Seattle, WA 98101
Telephone: (206) 623-7292
5 Facsimile: (206) 623-0594

6 Rio S. Pierce, Esq. (*pro hac vice*)

riop@hbsslaw.com
7 Abby R .Wolf, Esq. (*pro hac vice*)
abbyw@hbsslaw.com
8 Hannah K. Song, Esq. (*pro hac vice*)
hannahso@hbsslaw.com
9 715 Hearst Ave, Suite 300
Berkeley, CA 94710
10 Telephone: (510) 725-3000
Facsimile: (510) 725-3001

11 **PANISH SHEA BOYLE RAVIPUDI LLP**

12 Brian J. Panish, NV Bar No. 16123
panish@psbr.law
13 Rahul Ravipudi, NV Bar No. 14750
rravipudi@psbr.law
14 Adam Ellis, NV Bar No. 14514
aellis@psbr.law
15 Ian Samson, NV Bar No. 15089
isamson@psbr.law
16 300 S. Fourth Street, Suite 710
Las Vegas, NV 89101
17 Telephone: (702) 560-5520

18 *Counsel for Plaintiffs and the proposed class*

19 **UNITED STATES DISTRICT COURT**
20 **DISTRICT OF NEVADA**

21 RICHARD GIBSON, and HERIBERTO
VALIENTE,

22 Plaintiffs,

23 v.

24 MGM RESORTS INTERNATIONAL,
CENDYN GROUP, LLC, THE RAINMAKER
GROUP UNLIMITED, INC., CAESARS
25 ENTERTAINMENT INC., TREASURE
ISLAND, LLC, WYNN RESORTS
HOLDINGS, LLC,

26 Defendants.

27 No. 2:23-CV-00140-MMD-DJA

28 **STIPULATION AND ORDER TO
EXTEND TIME TO RESPOND/REPLY
TO DEFENDANTS' JOINT MOTION
TO DISMISS THE COMPLAINT AND
MGM RESORTS INTERNATIONAL'S
SEPARATE MOTION TO DISMISS
(FIRST REQUEST)**

STIPULATION

Plaintiffs Richard Gibson and Heriberto Valiente (“Plaintiffs”) and Defendants MGM Resorts International, Cendyn Group, LLC, The Rainmaker Group Unlimited, Inc., Caesars Entertainment Inc., Treasure Island, LLC, and Wynn Resorts Holdings, LLC (collectively “Defendants”), by and through their respective counsel, hereby stipulate and agree as follows:

1. On March 27, 2023, Defendants filed a Joint Motion to Dismiss the Complaint with Prejudice (ECF No. 91). The same day, Defendant MGM Resorts International filed a Separate Motion to Dismiss (ECF No. 92).

2. Plaintiffs' oppositions are currently due on April 10, 2023, with Defendants' reply briefs due on April 17, 2023.

3. Plaintiffs shall have up to and including May 11, 2023, to oppose Defendants' Joint Motion to Dismiss the Complaint with Prejudice (ECF No. 91) and MGM's Separate Motion to Dismiss (ECF No. 92).

4. Defendants shall have up to and including June 12, 2023, to file their reply memoranda.

5. This Stipulation and amended briefing schedule has been entered into by the parties given the complex nature of the motions before the court and as a professional courtesy to Plaintiffs, who previously agreed to a similar extension for Defendants to respond to the Complaint. Accordingly, good cause exists for the foregoing extension, which is not made for purposes of delay.

1 DATED: April 3, 2023

2 /s/ Steve W. Berman

3 Steve W. Berman (*pro hac vice*)
4 Stephanie A. Verdoia (*pro hac vice*)
HAGENS BERMAN SOBOL SHAPIRO LLP
5 1301 Second Avenue, Suite 2000
6 Seattle, WA 98101
T: (206) 623-7292
F: (206) 623-0594
steve@hbsslaw.com
stephaniev@hbsslaw.com

7 Rio S. Pierce (*pro hac vice*)
8 Abby R. Wolf (*pro hac vice*)
9 Hannah K. Song (*pro hac vice*)
HAGENS BERMAN SOBOL SHAPIRO LLP
10 715 Hearst Avenue, Suite 300
Berkeley, CA 94710
11 T: (510) 725-3000
F: (510) 725-3001
riop@hbsslaw.com
abbyw@hbsslaw.com
hannahso@hbsslaw.com

12 Rahul Ravipudi, NV Bar No. 14750
Adam Ellis, NV Bar No. 14514
Ian P. Samson, NV Bar No. 15089
PANISH SHEA BOYLE RAVIPUDI LLP
13 300 S. 4th Street, Suite 710
Las Vegas, NV 89101
14 T: (702) 560-5520
F: (702) 975-2515
rravipudi@psblaw.com
aellis@psblaw.com
isamson@psblaw.com

15 Brian J. Panish, NV Bar No. 16123
PANISH SHEA BOYLE RAVIPUDI LLP
16 11111 Santa Monica Blvd., Suite 700
Los Angeles, CA 90025
17 T: (310) 477-1700
F: (310) 477-1699
panish@psbrlaw.com

18 *Counsel for Plaintiffs and the
proposed class*

19 /s/ Nicholas J. Santoro

20 Nicholas J. Santoro (NV Bar No. 0532)
HOLLEY DRIGGS
21 300 S. 4th Street, Suite 1600
Las Vegas, NV 89101
Tel.: (702) 791-0308 / Fax: (702) 791-1912
Email: nsantoro@nevadafirm.com

22 Arman Oruc (*Pro Hac Vice*)
GOODWIN PROCTER LLP
1900 N Street, N.W.
Washington, DC 20036-1612
Tel: (202) 346-4000 / Fax: (202) 346-4444
Email: AOruc@goodwinlaw.com

23 Alicia Rubio-Spring (*Pro Hac Vice*)
GOODWIN PROCTER LLP
100 Northern Avenue
Boston, MA 02110
Tel.: (617) 570-1000 / Fax: (617) 523-1231
Email: ARubio-Spring@goodwinlaw.com

24 *Attorneys for Defendant The Rainmaker
Group Unlimited, Inc.*

25 /s/ Todd L. Bice

26 Todd L. Bice
Emily A. Buchwald
Pisanelli Bice PLLC
400 S. 7th Street, Suite 300
Las Vegas, NV 89101
T: (702) 214-2100
tlb@pisanellibice.com
eab@pisanellibice.com

27 Bethany Kristovich (*pro hac vice*)
Kyle Mach (*pro hac vice*)
Justin Raphael (*pro hac vice*)
Munger, Tolles & Olson LLP
350 S. Grand Ave., 50th Floor
Los Angeles, CA 90071
T: (213) 683-9100
bethany.kristovich@mto.com
Kyle.mach@mto.com
Justin.rafael@mto.com

28 Juliana M. Yee (*pro hac vice*)
Munger, Tolles & Olson LLP

1 560 Mission Street, 27th Floor
2 San Francisco, CA 94105
3 T: (415) 512-4000
4 Juliana.yee@mto.com

5
6 *Counsel for Defendant MGM Resorts*
7 *International*

8
9
10 /s/ Adam Hosmer-Henner
11 Adam Hosmer-Henner (NSBN 12779)
12 Chelsea Latino (NSBN 14227)
13 Jane Susskind (NSBN 15099)
14 McDonald Carano LLP
15 100 West Liberty Street, Tenth Floor
16 Reno, Nevada 89501
17 T: (775) 788-2000
18 ahosmerhenner@mcdonaldcarano.com
19 clatino@mcdonaldcarano.com
20 jsusskind@mcdonaldcarano.com

21
22 Boris Bershteyn (*pro hac vice*)
23 Ken Schwartz (*pro hac vice*)
24 Michael Menitove (*pro hac vice*)
25 Sam Auld (*pro hac vice*)
26 Skadden, Arps, Slate, Meagher &
27 Flom LLP
28 One Manhattan West
1 New York, New York 10001
2 T: (212) 735-3000
3 Boris.Bershteyn@skadden.com
4 Ken.Schwartz@skadden.com
5 Michael.Menitove@skadden.com
6 Sam.Auld@skadden.com

7
8 *Counsel for Defendant Caesars*
9 *Entertainment, Inc.*

10
11 /s/ Sadik Huseny
12 Sadik Huseny (*pro hac vice*)
13 Tim O'Mara (*pro hac vice forthcoming*)
14 Brendan A. McShane (*pro hac vice*)
15 Latham & Watkins LLP
16 505 Montgomery Street, Suite 2000
17 San Francisco, CA 94111-6538
18 T: (415) 391-0600
19 F: (415) 395-8095
20 sadik.huseny@lw.com
21 tim.o'mara@lw.com
22 brendan.mcshane@lw.com

1 Anna M. Rathbun (*pro hac vice*)
2 Latham & Watkins LLP
3 555 Eleventh Street, NW, Suite 1000
4 Washington, DC 20004-1304
T: (202) 637-3381
F: (202) 637-2201
anna.rathbun@lw.com

5 J. Colby William (NSBN 5549)
6 Campbell & Williams
7 710 South Seventh Street
8 Las Vegas, NV 89101
T: (702) 382-5222
F: (702) 382-0540
jcw@cwlawlv.com

9 *Counsel for Defendant Cendyn Group LLC*

10
11 /s/ Patrick J. Reilly
12 Patrick J. Reilly (Nevada Bar No. 6103)
13 Arthur A. Zorio (Nevada Bar No. 6547)
14 Emily Garnett (*Pro Hac Vice*)
Eric D. Walther (Nevada Bar No. 13611)
BROWNSTEIN HYATT FARBER SCHRECK, LLP
100 North City Parkway, Suite 1600
Las Vegas, NV 89106-4614
T: (702) 382-2101
F: (702) 382-8135
preilly@bhfs.com
azorio@bhfs.com
egarnett@bhfs.com
ewalther@bhfs.com

15
16 *Counsel for Defendant Treasure Island, LLC*

17
18
19
20 /s/ Mark C. Holscher
21 Mark C. Holscher
22 Tammy A. Tsoumas
Leonara Cohen
KIRKLAND & ELLIS LLP
23 2049 Century Park East, Suite 3700
Los Angeles, CA 90067
T: (310) 552-4200
Mark.holscher@kirkland.com
Tammy.tsoumas@kirkland.com
Lena.cohen@kirkland.com

24
25
26 Matthew Solum
27 KIRKLAND & ELLIS LLP
601 Lexington Avenue
28 New York, NY 10022
T: (212) 446-4688

1 msolum@kirkland.com
2
3
4
5
6

Patrick G. Byrne
Bradley Austin
SNELL & WILMER
Hughes Center
3883 Howard Hughes Parkway, Suite 1100
Las Vegas, NV 89169
T: (702) 784-5201
pbyrne@swlaw.com
baustin@smlaw.com

7 *Counsel for Defendant Wynn Resorts*
8 *Holdings, LLC*
9
10

ORDER

11 IT IS SO ORDERED:
12
13

UNITED STATES MAGISTRATE JUDGE

14 DATED: _____
15
16
17
18
19
20
21
22
23
24
25
26
27
28